

DAILY DIGEST

Vol. 17, No. 24

February 5, 1998

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

NEWS RELEASES

REPORT GN 98-1 - GENERAL ACTION - FCC STAFF PROPOSES 31 PROCEEDINGS AS PART OF 1998 BIENNIAL REGULATORY REVIEW. The Commission staff has released a list of 31 proposed proceedings to be initiated as part of the 1998 biennial regulatory review. News Media Contact: Rosemary Kimball (202) 418-0500. OPA Contact: Office of General Counsel contacts; David Solomon at (202) 418-1700 and Linda Morrison at (202) 418-1720. Internet URL:

https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1998/nrmc8010.html

PUBLIC NOTICES

Report No: N-56-A. Released: February 5, 1998. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Report No: N-55-A. Released: February 5, 1998. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Released: February 5, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - FEBRUARY 4. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt020598.pdf

Released: February 5, 1998. CARRIERS FILE REVISIONS TO THEIR COST ALLOCATION MANUALS - PUBLIC COMMENT INVITED. Comments due March 4; replies March 18. (DA No. 98-175). Contact: Colleen Nibbe or Mark Stephens at (202) 418-0810. Internet URL:

https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da980175.txt

Report No: 44172. Released: February 5, 1998. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac980205.txt

Report No: 24172. Released: February 5, 1998. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap980205.txt

Report No: 2255. Released: February 5, 1998. PETITIONS FOR RECONSIDERATION AND CLARIFICATION OF ACTION IN RULEMAKING PROCEEDINGS. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8006.txt

Report No: 2254. Released: February 5, 1998. OFFICE OF PUBLIC AFFAIRS REFERENCE OPERATIONS DIVISION PETITIONS FOR RULEMAKING FILED. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8005.wp

Report No: CWS-98-18. Released: February 5, 1998. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL WIRELESS INFORMATION. Internet URL:
https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/pnw18010.txt

TEXTS

TRANSACTION NETWORK SERVICES, INC. V. AT&T CORP. Granted Transaction Network Services, Inc.'s and AT&T Corp.'s joint request for acceptance of a negotiated Confidentiality Agreement regarding treatment of confidential material in the captioned proceeding. Action by Chief, Formal Complaints and Investigations Branch, Enforcement Division. Adopted: February 4, 1998. by Order. (DA No. 98-205). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da980205.txt

MEDIAONE. Granted in part and denied in part petition for relief of Church of New Bedford under Section 76.975 of the rules for commercial leased access service. Action by Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-197). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980197.txt>

FALCON TELECABLE. Remanded appeal of local order issued by Hallsville, Texas regarding rate impacts of restructured tiers. Action by Bureau Chief. Adopted: February 3, 1998. by MO&O. (DA No. 98-213). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980213.txt>

RIFKIN & ASSOCIATES, INC. Granted Petition for Revocation of the Certification of Gwinnett County, Georgia to regulate Rifkin's basic cable service and associated equipment rates in Unincorporated Gwinnett County. Action by Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-201). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980201.txt>

TCI VENTURA COUNTY, INC. Granted petition for special relief seeking a determination of effective competition for TCI's cable systems serving Thousand Oaks and Camarillo, CA. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-199). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980199.txt>

MEDIAONE OF METROPOLITAN DETROIT, INC. Denied petition for relief of Frank J. Vitale d/b/a Fal-Comm Communications under Section 76.975 of the rules for commercial leased access service. Action by Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-195). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980195.txt>

TCI CABLEVISION OF WOODHAVEN, INC. Denied petition for relief of Frank J. Vitale d/b/a Fal-Comm Communications under Section 76.975 of the rules for commercial leased access service. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-196). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980196.txt>

TCI CABLEVISION OF LOS ANGELES COUNTY. Granted in part complaint filed against TCI Cablevision of Los Angeles concerning its charges for cable programming service tier in Arcadia, CA. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by Order. (DA No. 98-194). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980194.txt>

TCI CABLEVISION OF OAKLAND COUNTY, INC. Granted petition for special relief seeking determination of effective competition for TCI's cable system serving Troy, MI. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-198). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980198.txt>

TCI COMMUNICATIONS, INC., D/B/A TCI CABLEVISION OF OHIO, INC. Granted complaint filed against the cable programming service tier rate charged by TCI Communications, Inc., d/b/a TCI Cablevision of Ohio, in

Steubenville, OH, beginning June 1, 1997, ordered refunds, and ordered TCI Communications, Inc., d/b/a TCI Cablevision of Ohio, to pay refund to subscribers. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by Order. (DA No. 98-204). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980204.txt>

SPEER COMMUNICATIONS HOLDINGS I LIMITED PARTNERSHIP. Granted must carry complaint filed against Rifkin & Associates, Inc., operator of a cable television system serving Alexandria, Dowelltown, Gordonsville, Liberty and the unincorporated areas of DeKalb and Smith Counties, Tennessee, seeking carriage. Action by Chief, Consumer Protection and Competition Division. Adopted: January 28, 1998. by MO&O. (DA No. 98-192). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980192.txt>

TCI CABLEVISION OF AUBURN, INC., TCI CABLEVISION OF TACOMA, INC.; PIERCE COUNTY, ORTING, RUSTON, AND WILKESON, WA. This consolidated appeal of two local rate orders addresses the sole issue of whether the local governments' substantially similar orders improperly disallowed TCI's Form 1205 entry for the capitalization of converter costs. The Order finds that the franchising authorities acted reasonably and denies TCI's appeals. Action by Deputy Bureau Chief. Adopted: February 2, 1998. by MO&O. (DA No. 98-208). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980208.txt>

APPOINTMENT OF THE DEFENSE COMMISSIONER. Appointed Commissioner Michael K. Powell to serve as Defense Commissioner. Action by the Commission. Adopted: January 30, 1998. by Order. (FCC No. 98-14). OMD Internet URL: <https://www.fcc.gov/Bureaus/Miscellaneous/Orders/1998/fcc98014.txt>

ADDENDA: The following items, released February 4, 1998, did not appear in Digest No. 23:

NEWS RELEASES

REPORT CC 98-3 - COMMON CARRIER ACTION - COMMISSION DENIES BELLSOUTH'S APPLICATION TO PROVIDE LONG DISTANCE SERVICE IN LOUISIANA. The Commission denied BellSouth's application to provide long distance service originating in the State of Louisiana. Action by the Commission February 3, 1998 by Memorandum Opinion and Order (FCC 98-17). Dkt No.: CC- 97-231. News Media Contact: Rochelle Cohen (202) 418-0253. CCB Contact: Linda Kinney at (202) 418-1580. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8015.txt

TEXTS

BELLSOUTH CORPORATION, ET AL. Denied BellSouth Corporation's, BellSouth Telecommunications, Inc.'s, and BellSouth Long Distance, Inc.'s application for authorization under section 271 of the Communications Act of 1934, as amended, to provide interLATA services in the State of Louisiana. Dkt No.: CC- 97-231. Action by the Commission. Adopted: February 3, 1998. by MO&O. (FCC No. 98-17). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/fcc98017.pdf

PROCEDURES FOR BELL OPERATING COMPANY APPLICATIONS UNDER SECTION 271 OF THE COMMUNICATIONS ACT OF 1934, AS AMENDED. Dismissed without prejudice AT&T's Motion to Modify Procedures for Section 271 Applications. Action by Chief, Policy and Program Planning Division. Adopted: February 4, 1998. by Order. (DA No. 98-210). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da980210.txt

VALLEY COMMUNICATIONS, INC. Granted license renewal application filed by Valley Communications, Inc. for Station WFXW(AM), Geneva, Illinois, subject to EEO reporting conditions described; issued a Notice of

Apparent Liability for Forfeiture to Valley Communications, Inc., licensee of Station WFXW(AM) for \$11,000 for violations of the FCC's EEO Rule and policies; denied Petition to Deny filed by the Rainbow-PUSH Action Network, now known as Rainbow-PUSH Coalition concerning the license renewal application for Station WFXW(AM). Action by the Commission. Adopted: February 3, 1998. by MO&O & NAL. (FCC No. 98-16). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1998/fcc98016.txt

FEDERAL COMMUNICATIONS BAR ASSOIATION'S PETITION FOR FORBEARANCE FROM SECTION 310(D) OF THE COMMUNICATIONS ACT/PERSONAL COMMUNICATIONS INDUSTRY ASSOCIATION'S BROADBAND PERSONAL COMMUNICATIONS SERVICES ALLIANCE'S PETITION FOR FORBEARANCE. Adopted forbearance from pro forma transfer and assignment procedures for wireless telecommunications carriers. Action by the Commission. Adopted: February 4, 1998. by MO&O. (FCC No. 98-18). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1998/fcc98018.txt>

ADDENDA: The following items, released February 3, 1998, did not appear in Digest No. 22:

TEXTS

CINCINNATI BELL, ERRATUM. Corrected Memorandum Opinion and Order, FCC 98-11, released January 30, 1998 in proceeding involving Cincinnati Bell Telephone Company, Southwestern Bell Telephone Company and U S WEST Communications, Inc Prescription of Revised Depreciation Rates. Action by Chief, Accounting and Audits Division. by Erratum. (DA No. 98-157). CCB